

EXHIBIT 4

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
4 CASE NO. 18-CV-6658(JSR)
5 CASE NO. 18-CV-10936(JSR)

6 -----
7 IN RE: PLATINUM-BEECHWOOD LITIGATION
8 -----

9 MARTIN TROTT and CHRISTOPHER SMITH, as Joint
10 Official Liquidators and
11 Foreign Representatives of
12 PLATINUM PARTNERS VALUE ARBITRAGE FUND L.P.
13 (in Official Liquidation), and
14 PLATINUM PARTNERS VALUE ARBITRAGE FUND L.P.
15 (in Official Liquidation),

16 Plaintiffs,

17 vs.

18 PLATINUM MANAGEMENT (NY) LLC, et al.,

19 Defendants.
20 -----

21 VOLUME I

22 TRANSCRIPT OF VIDEOTAPED DEPOSITION OF
23 MURRAY HUBERFELD

24 TRANSCRIPT of the stenographic notes of
25 the proceedings in the above-entitled matter, as
taken by and before TAB PREWETT, a Registered
Professional Reporter, a Certified LiveNote
Reporter, Certified Shorthand Reporter and Notary
Public, held at the offices of US Legal Support
Company, 90 Broad Street, Suite 603, New York,
New York, on Monday, November 25, 2019,
commencing at 10:06 a.m.

1 Murray Huberfeld

2 involved with a plane.

3 Q Do you have an ownership interest
4 in that company?

5 A I don't know.

6 Q Does Ms. Laura Huberfeld have an
7 ownership interest in that company?

8 A I don't know.

9 Q The Brian Jedwab Grantor Trust?

10 A I believe that was some entity
11 involved, again, with a side investment, that
12 manages one of the side investments.

13 Q Which side investment?

14 A I don't remember which one.

15 Q Do you know Manor Lane Management?

16 A Yes.

17 Q What is that?

18 A Manor Lane Management is the
19 management company owned by myself; it manages
20 some of my businesses and pays some expenses.

21 Q Do you know whether Manor Lane
22 Management maintained a 33 percent interest,
23 beneficiary interest, in the Brian D. Jedwab
24 Grantor Trust?

25 A I'm not sure.

1 Murray Huberfeld

2 Q Please tell me your recollection of
3 how the relationship between Platinum Partners
4 and Centurion started.

5 A Please be -- what was related? Ask
6 me the question. I'm happy to answer it.

7 Q I think you said earlier that, when
8 Platinum Partners started, you seeded
9 Mr. Nordlicht.

10 Is that accurate?

11 A I was one of the people that seeded
12 Mr. Nordlicht. Correct.

13 Q Who else seeded Mr. Nordlicht?

14 A I believe Mr. Bodner as well.

15 Q And what was your role in Platinum
16 Partners, other than seeding Mr. Nordlicht?

17 A Again, what -- what time period?

18 Q In the beginning, 2003.

19 A I didn't have any management role.
20 The only role I may have had is making some
21 introductions to potential investors.

22 Q Did there come a time after when
23 you did have a management role at Platinum
24 Partners?

25 A Are you discussing PPVA?

1 Murray Huberfeld

2 You may answer.

3 A No.

4 Q You don't recall having the ability
5 to say "no" to a particular investment decision
6 of PPVA?

7 MR. DANIELS: Same objection.

8 You may answer.

9 A I'm trying to answer accurately.
10 What is -- what's the question exactly?

11 Q If you were -- if Mr. Nordlicht,
12 for example, consulted you on an investment
13 decision, could you say, "We're not doing it?"

14 A No.

15 Q Do you recall being involved in the
16 issuance of the press release that you're looking
17 at here?

18 A I don't.

19 Q We went through a number of
20 entities earlier, and I believe you said you
21 seeded Mr. Nordlicht in connection with PPVA
22 initially, with Mr. Bodner?

23 A Correct.

24 Q Do you -- I asked you earlier why
25 you might choose to have a particular investment

1 Murray Huberfeld

2 A I can't answer that accurately.

3 Q Do you believe you had an interest
4 in the profits of Platinum Management?

5 A Like I said, again, Manor Lane was
6 getting part of the -- getting part of the income
7 from the incentive fees through Platinum Partners
8 Management Company, through the trust.

9 Q Did there come a time when you no
10 longer had an interest in Platinum Management?

11 A I believe towards the end of
12 Platinum, sometime in the spring of 2016, we gave
13 up or transferred our ownership interest in the
14 fund.

15 Q You have a memory of that?

16 A I do.

17 Q And do you recall why you did that?

18 A Yes. I think Mark Nordlicht
19 approached us and, at the time, was trying to
20 raise money for the fund. And he asked us if we
21 would give up our management company interest in
22 a way that he would be able to use that to raise
23 additional moneys for the fund.

24 Q And did you effectuate the release
25 of your interest? Ultimately, did that come to

1 Murray Huberfeld

2 fruition that you gave up your interest?

3 A I'm not sure. I think so, but I'm
4 not 100 percent sure.

5 Q Did you sell your interest?

6 A I don't know.

7 Q Marked as Exhibit 592 is a release
8 agreement.

9 (Exhibit No. 592, Release Agreement
10 is marked by the reporter for
11 identification.)

12 Q I'll just ask you if you've seen it
13 before.

14 A Okay.

15 Q Have you seen it before?

16 A I remember vaguely.

17 Q If you flip to the second-to-final
18 page, there's a signature with your -- that bears
19 Murray Huberfeld.

20 A Yes, I see it.

21 Q Is that your signature?

22 A I think so.

23 Q Do you recall signing it?

24 A No.

25 Q But you do recall giving up your

1 Murray Huberfeld

2 interest in Platinum Management around March
3 of 2016?

4 A I recall that being discussed, and
5 I think that's what happened.

6 Q And was -- I'm not going to ask you
7 what they advised you:

8 But was Curtis Mallet advising you
9 in connection with that transaction?

10 A I have a vague recollection that
11 Curtis Mallet was advising the fund. I don't
12 know whether they were advising us. I'm not
13 sure.

14 Q If you see four pages from the
15 back, there's some notice -- there's some
16 notices; and it says, "If" -- "If" -- "If, to
17 Huberfeld, to Murray Huberfeld, Manor Lane, with
18 a copy to Curtis Mallet."

19 (Reporter clarification.)

20 Q Page six, "If" -- "If to
21 Huberfeld"?

22 A I see that.

23 Q And does that refresh your
24 recollection about who was representing you?

25 A It doesn't. But Curtis Mallet was